

**SENATE BILL 241 (LRB -2803)**

An Act to amend 340.01 (2g); and to create 340.01 (27g) of the statutes; relating to: modifying the definition of all-terrain vehicle. (FE)

**2009**

07-21.	S.	Introduced by Senators <b>Holperin, Taylor, Vinehout, Harsdorf, A. Lasee</b> and <b>Grothman</b> ; cosponsored by Representatives <b>Hraychuck, Brooks, Roys, Townsend, Jorgensen, Radcliffe, Suder, Petrowski, Hubler, Gunderson, Tauchen, Murtha, Ballweg, Ripp</b> and <b>Spanbauer</b> .	
07-21.	S.	Read first time and referred to committee on Transportation, Tourism, Forestry, and Natural Resources .....	245
08-11.	S.	Fiscal estimate received.	
08-13.	S.	Public hearing held.	
09-03.	S.	Executive action taken.	
09-03.	S.	Report passage recommended by committee on Transportation, Tourism, Forestry, and Natural Resources, Ayes 7, Noes 0 .....	275
09-03.	S.	Available for scheduling.	
09-16.	S.	Referred to joint committee on Finance by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e) .....	308
09-16.	S.	Withdrawn from joint committee on Finance and made Available for Scheduling by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e) .....	308
09-16.	S.	Placed on calendar 9-22-2009 by committee on Senate Organization .....	308
09-22.	S.	Read a second time .....	319
09-22.	S.	Ordered to a third reading .....	319
09-22.	S.	Rules suspended .....	319
09-22.	S.	Read a third time and <b>passed</b> , Ayes 32, Noes 0 .....	319
09-22.	S.	Ordered immediately messaged .....	320
09-23.	A.	Received from Senate .....	411
09-23.	A.	Read first time and referred to committee on Tourism, Recreation and State Properties .....	411
10-12.	A.	Assembly amendment 1 offered by Representative Hraychuck ( <b>LRB a0832</b> ) .....	429
10-14.	A.	Executive action taken.	
10-20.	A.	Report Assembly Amendment 1 adoption recommended by committee on Tourism, Recreation and State Properties, Ayes 8, Noes 0 .....	435
10-20.	A.	Report concurrence as amended recommended by committee on Tourism, Recreation and State Properties, Ayes 8, Noes 0 .....	435
10-20.	A.	Referred to committee on Rules .....	435
10-21.	A.	Placed on calendar 10-27-2009 by committee on Rules.	
10-27.	A.	Read a second time .....	465
10-27.	A.	Assembly amendment 1 <b>adopted</b> .....	465
10-27.	A.	Ordered to a third reading .....	465
10-27.	A.	Rules suspended .....	465
10-27.	A.	Read a third time and <b>concurred in</b> as amended .....	465
10-27.	A.	Ordered immediately messaged .....	465
10-28.	S.	Received from Assembly amended and concurred in as amended, Assembly amendment 1 adopted .....	390
10-28.	S.	Available for scheduling.	
11-04.	S.	Placed on calendar 11-5-2009 by committee on Senate Organization .....	400
11-05.	S.	Assembly amendment 1 <b>concurred in</b> .	
11-05.	S.	Action ordered immediately messaged.	

*cmn*

2009

ENROLLED BILL

09en S B- 241

ADOPTED DOCUMENTS:

☒ Orig    ☐ Engr         SubAmdt     

09 - 2803/2

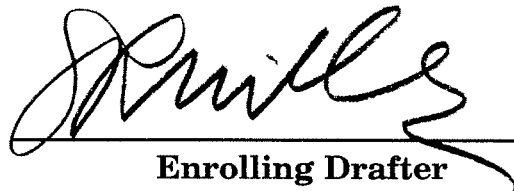
Amendments to above (if none, write "NONE"): AA1 - a 0832/1

Corrections - show date (if none, write "NONE"): None

Topic Rel as amd

11-9-09

Date



Enrolling Drafter



## 2009 SENATE BILL 241

July 21, 2009 - Introduced by Senators HOLPERIN, TAYLOR, VINEHOUT, HARSDORF, A. LASEE and GROTHMAN, cosponsored by Representatives HRAYCHUCK, BROOKS, ROYS, TOWNSEND, JORGENSEN, RADCLIFFE, SUDER, PETROWSKI, HUBLER, GUNDERSON, TAUCHEN, MURTHA, BALLWEG, RIPP and SPANBAUER. Referred to Committee on Transportation, Tourism, Forestry, and Natural Resources.

1 AN ACT *to amend* 340.01 (2g); and *to create* 340.01 (27g) of the statutes;

2

relating to: ~~modifying the definition of all-terrain vehicle.~~

INS. AA1-1

---

### *Analysis by the Legislative Reference Bureau*

Current law defines an "all-terrain vehicle" (ATV) as an engine-driven device with a width of not more than 48 inches and a net weight of 900 pounds or less that is equipped with a seat designed to be straddled by the vehicle operator and that is designed to travel on at least three low-pressure tires. Under current law, a low-pressure tire is a tire that has a minimum width of six inches, that is designed to be mounted on a rim with a maximum diameter of 12 inches, and that is designed to be inflated with an operating pressure not to exceed six pounds per square inch.

This bill increases the maximum width of an ATV to 50 inches. The bill specifies that the width of an ATV must be 50 inches or less at the time of manufacture and that it be designed by the manufacturer to travel on three or more low-pressure tires in order to meet the definition. As to the requirements for a low-pressure tire, the bill eliminates the requirement for the size of the rim and increases the the maximum operating pressure for a low-pressure tire to ten pounds per square inch.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

## SENATE BILL 241

INS AA1-2

INS. AA1-3

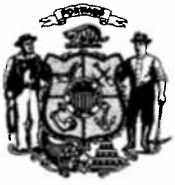
1 SECTION 1. 340.01 (2g) of the statutes is amended to read:

2 340.01 (2g) "All-terrain vehicle" means an engine-driven device which has a  
3 net weight of 900 pounds or less, which ~~has~~ is originally manufactured with a width  
4 of ~~48~~ 50 inches or less, which is equipped with a seat designed to be straddled by the  
5 operator and which is designed by the manufacturer to travel on 3 or more  
6 low-pressure tires. ~~A low-pressure tire is a tire which has a minimum width of 6~~  
7 ~~inches, which is designed to be mounted on a rim with a maximum diameter of 12~~  
8 ~~inches and which is designed to be inflated with an operating pressure not to exceed~~  
9 ~~6 pounds per square inch as recommended by the manufacturer.~~

10 SECTION 2. 340.01 (27g) of the statutes is created to read:

11 340.01 (27g) "Low-pressure tire" means a tire that has a minimum width of  
12 6 inches and that is designed to be inflated with an operating pressure not to exceed  
13 10 pounds per square inch as recommended by the manufacturer.

14 (END)



**ASSEMBLY AMENDMENT 1,  
TO 2009 SENATE BILL 241**

October 12, 2009 – Offered by Representative HRAYCHUCK.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 2: delete “modifying the definition of all-terrain vehicle” and  
3 substitute “the width and tire requirements for an all-terrain vehicle”. AA 1-1

4 **2.** Page 2, line 1: before that line insert: AA 1-2

5 “**SECTION 1g.** 23.33 (6) (f) of the statutes is created to read:

6 23.33 (6) (f) An all-terrain vehicle may not be modified so that its maximum  
7 width exceeds 50 inches.” e

8 **SECTION 1m.** 23.33 (6) (g) of the statutes is created to read:

9 23.33 (6) (g) An all-terrain vehicle may not be operated with tires other than  
10 low-pressure tires.”

11 **3.** Page 2, line 1: substitute “**SECTION 1r**” for “**SECTION 1**”. AA 1-3

12 (END)